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the sidewalk, rather than at the dwelling.) In opposing the order, the Commission directed that letters be sent to the National League of Cities, the California League of Cities, Congressman John McFall, and others, requesting strong and direct action at the national level overturning the order.

Council discussion followed regarding the postal order, with the City Attorney being directed to check into the City's liability for injuries resulting from this type of mailbox installation.

CURBLINE  
MAILBOX  
INSTALLATION  
MANDATED BY  
POST OFFICE

On motion of Councilman Ehrhardt, Pinkerton second, Council directed Staff to prepare a letter to the United States Post Office indicating Council's strong opposition to the postal order by the U.S. Post Office requiring all new mailboxes in new subdivisions to be located at the curblane and capable of being served by a mail carrier without dismounting from the mail carrier's vehicle.

2. Continued a review of off street parking requirements in industrial zones.

3. Recommended denial of a use permit request (County Referral) by Kingdom Hall for a church on the west side of North Kennison Lane from 1800' to 1950' north of State Route 12, east of Lodi in an I-PA Interim-Protective Agriculture zone.

MAYOR  
PRO TEM  
OF AVALON  
INTRODUCED

Mayor Pro Tem George C. Scott of Avalon, California, who was in the audience was introduced and welcomed.

COMMUNICATIONS

APPLICATION  
FOR LEAVE TO  
PRESENT  
LATE CLAIM  
ACCEPTED

The City Clerk presented an Application for Leave to Present Late Claim filed on behalf of Rodney Quinones, a minor. On motion of Councilman Katnich, Ehrhardt second, the Application for Leave to Present Late Claim filed on behalf of Rodney Quinones, a minor, was accepted by Council.

CLAIM

The City Clerk also presented a Claim for personal injuries filed on behalf of Rodney Quinones, a minor, in the amount of \$357,512.55. Councilman Katnich moved that the Claim be rejected and referred to the City's Agent of Record. The motion was seconded by Councilman Pinkerton and carried.

APPLICATIONS  
BEFORE P.U.C.

The following notices of application before the California Public Utilities Commission have been received and were presented to the Council.

a. Pacific Gas and Electric Company Application No. 55687 requesting authorization to revise its gas service tariff to offset the effect of anticipated increases in the price of

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gas from Pacific Gas Transmission Company.

b. Order instituting investigation on the Commission's own motion regarding the investment credit provisions of the 1975 Tax Reduction Act - No. C-9915.

c. Application of Tokay Water Company, Inc. for a Certificate of Public Convenience to operate a public utility water system in the unincorporated town of Woodbridge, San Joaquin County, to establish rates for service, and for an order authorizing the issuance of capital stock - Application No. 55566.

AD HOC  
COMMITTEE  
REQUEST  
TO STUDY  
REGULATIONS  
RE.  
RECREATIONAL  
VEHICLES

A letter was presented to the Council, which had been received from the Lodi Bunch, Good Sam Chapter, regarding the adopting of zoning ordinances regulating parking, stopping, storing and use of all recreational vehicles within the City limits, asking that the City Council appoint ten people to an Ad Hoc Committee, five to be members of the Good Sam Chapter, the Lodi Bunch, and five to be local business men and civic leaders. The letter states that this committee should be authorized to meet jointly with the City Planners to review practices and regulations concerning this matter in other communities.

Mayor Schaffer deferred action on this request for further discussion and review.

EPA  
ASSERTIONS  
DISCUSSED

Councilman Pinkerton presented an article entitled, "An EPA Rebuttal on Smog", which had appeared in a recent edition of the Stockton Record. The article in part stated that "citing" adverse effect on the health of the citizens of California", federal officials say they will attempt to force state authorities to implement air pollution emergency procedures. Paul De Falco, Regional Environmental Protection Agency Administrator, asserted in a recent statement that State officials had abdicated "their responsibility for dealing with emergency air pollution episodes." The article reflected that the EPA has clout, because under the Clean Air Act, it can implement an emergency plan for a state that fails to act on its own or adopts a plan not acceptable to the federal agency. Councilman Pinkerton suggested that a strong letter of concern be directed to Congressman McFall. Council discussion followed. The matter was deferred by Mayor Schaffer for further consideration and discussion by the Council, prior to any action taken by the Council.

CONSENT  
CALENDAR

In accordance with the report and recommendation of the City Manager, the following actions hereby set forth between asterisk, on motion of Councilman Pinkerton, Ehrhardt second, were approved by Council.

CLAIMS

CLAIMS WERE APPROVED IN THE AMOUNT OF \$389,454.81.

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VINEYARD  
DRIVE & ASPEN  
GROVE DRIVE  
STORM DRAIN  
ACCEPTED

City Manager Graves' report to the Council recommended that Council accept the improvements in "Vineyard Drive Storm Drain, Meadow Drive to Aspen Grove Drive, Aspen Grove Drive Storm Drain, Vineyard Drive to 100 feet N/o Audobon Drive." The report indicated that the contract was awarded to Fisher Bros., Inc. of Rio Vista on March 5, 1975 in the amount of \$15,481.00 and that the contract had been completed in substantial conformance with the plans and specifications approved by the City Council.

COUNCIL ACCEPTED THE IMPROVEMENTS IN "VINEYARD DRIVE STORM DRAIN, MEADOW DRIVE TO ASPEN GROVE DRIVE, ASPEN GROVE DRIVE STORM DRAIN, VINEYARD DRIVE TO 100 FEET N/O AUDOBON DRIVE" AND DIRECTED THE PUBLIC WORKS DIRECTOR TO FILE A NOTICE OF COMPLETION WITH THE COUNTY RECORDER'S OFFICE.

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REPORTS  
OF THE  
CITY MANAGER  
PUBLIC HEARING  
SET FOR PROPOSED  
GENERAL PLAN  
AMENDMENT

Following introduction of the matter by City Manager Graves, on motion of Councilman Katnich, Ehrhardt second, Council set for Public Hearing on June 4, 1975 the Planning Commission's recommendation for approval of General Plan Amendment 75-2 which revises the industrial portion of the City's General Plan Land Use Element, and which proposed amendment includes the following major items:

1. That approximately 25 acres presently designated industrial in our downtown area and bounded by the Southern Pacific Railroad, Lockeford Street, Lodi Avenue and a north-south line half a block east of Sacramento Street be redesignated General Commercial.
2. That our existing single "INDUSTRIAL" General Plan classification be replaced with three new Industrial General Plan classifications, namely, "LIGHT, MEDIUM, AND HEAVY INDUSTRIAL" classifications as shown on a proposed revision to the Land Use Map.
3. That approximately 345 acres of residentially-classified land now shown on our General Plan east of U.S. 99-50 be revised to various Industrial General Plan classifications.
4. That a proposed phasing plan be adopted whereby undeveloped areas will be phased to permit development to coincide with the future demand for industrial land and the adequate availability of all public utilities and services. Later phased areas will develop after an earlier and adjacent phased area has been at least 80% developed for urban purposes. Areas included in phases 0 through 4 are classified LIGHT, MEDIUM or HEAVY Industry. Phase 5 is recommended to be designated as future Industrial, a holding phase which reserves land for industrial purposes to be classified after 50% of phase 3 areas are developed.
5. The Commission also proposes, as part of the amendment,

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an updated Street and Rail Line Master Plan for phases 1 through 4 east of U.S. 99-50.

Architect Arlie Preszler addressed the Council regarding the plans and specifications for security alterations in the Public Safety Building Stating that the proposed work would consist of seven items:

1. constructing of a glass partition in the main lobby for security reasons;
2. replacing the glass in the sliding windows on the south side of the building with Lexan plastic sheeting for security reasons;
3. addition of a new doorway across the hall corridor;
4. construction of a cabinet and key board;
5. relocation of gun locker;
6. removal of "line up" screen wall in squad briefing room;
7. modifications of exhaust air system in pistol range;

PLANS AND  
SPECS FOR  
SECURITY  
ALTERATIONS  
FOR PUBLIC  
SAFETY  
BUILDING  
APPRVD.

11-14 2)

A cost estimate for this project was detailed for the Council by Mr. Preszler.

Questions regarding the project were directed to Mr. Preszler by the Council.

Councilman Katnich moved that the Council approve the plans and specifications for the proposed security alterations in the Public Safety Building, and authorize the City Clerk to advertise for bids thereon. The motion was seconded by Councilman Ehrhardt and carried.

PROCLAMATION

Mayor Schaffer proclaimed the week of May 25 - 31, 1975 to be "School Safety Patrol Week", presenting the proclamation to Police Officer Rex Hegwer. Officer Hegwer was commended by the Council for his fine work in the School Safety Patrol Program.

Mr. Dario DeBenedetti of the Sanitary City Disposal Co., Inc. addressed the Council requesting a rate increase for residential and commercial refuse collection services within the City of Lodi. Mr. DeBenedetti stated that the company after considering all expenditures, is losing operating capital, profits and investment income, and cited a \$12,983.00 loss in 1973 in residential service; and in 1974, a residential service loss of \$60,802.00. Mr. DeBenedetti stated that the present rate of return, based on a five year average, does not allow for the current sharp increase in inflation and the decline in the buying power of the dollar.

The following rate increase requests were made by Mr. DeBenedetti:

- a. Increase the rate of return, allowing interest expense and the ranch land, excluding trees, vines and building;
- b. Allow a built-in inflation factor to help stabilize the

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rates charged and to help hedge against inflation;

c. Eliminate the five year average, as it is not representative of the present economy and therefore impractical.

d. Requested that the rate for the first can be increased \$1.05 per month and that each additional can be increased \$.40 per month.

e. Requested that a 12.6% over-all increase be allowed on commercial rates and that commercial customers using specific types of service be brought to the existing slated rates for those services.

RATE INCREASE  
REQUESTED BY  
SANITARY CITY  
DISPOSAL CO.,  
INC.

Mr. DeBenedetti apprised the Council that the last residential rate increase in Lodi was in 1964, adding that during this time the Company has maintained a high level of service while providing backyard collection, which is the most expensive type. The Sanitary City Disposal Company, Inc. as a part of their collection service, includes grass and other yard wastes, which in many other cities is collected by the City as part of the weekly street clean-up service.

Mr. Ivern (Biff) Baffoni, 540 Kensington Way, Lodi spoke on behalf of the requested increase and applauding Sanitary City Disposal Co., Inc. for its fine service.

A lengthy discussion followed with questions being directed to Mr. DeBenedetti by the Council. Council indicated that additional time would be needed for further study and review of the presentation and documentation for the requested increase which had been furnished the Council by the Sanitary City Disposal Co., Inc.

On motion of Councilman Katnich, Ehrhardt second, the request for a rate increase by the Sanitary City Disposal Co., Inc. was deferred to the regular Council meeting of June 4, 1975.

Council was advised that a request had been received from Mr. John S. Bowen and Mr. Henry J. Yamada for the abandonment of alleys located between Lots 1 and 12 and between Lots 1, 2, and 3 and Lot 4 of Block 3 of the Sturla School Addition. The two alleys are 20 feet wide and approximately 150 feet long.

ABANDONMENT  
OF ALLEYS

McDonald, Inc. is planning a drive-in restaurant at the southwest corner of Lodi Avenue and Church Street. As part of this development, McDonald, Inc. will be using the lot to the west (presently the House of Stewart) and the parking lot immediately south of the old Sell-Rite Market. The alleys will be maintained as public utility easements to cover existing and future utilities and will remain free of buildings as part of the parking area for McDonald's.

Following discussion by Council, on motion of Councilman

